

## Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03  
NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 IO-13  
SAJ-01 TRSE-00 SY-05 MCT-01 /078 W  
----- 013978

R 061337Z DEC 76  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC 3878  
USMISSION USBERLIN  
INFO AMEMBASSY BERLIN  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY PARIS  
USMISSION NATO BRUSSELS

C O N F I D E N T I A L BONN 20502

E.O. 11652: GDS

TAGS: PGOV, PFOR, GW, US, FR, UK, WB, UR

SUBJECT: FEDERAL PROSECUTION OF LORENZ KIDNAPPERS IN  
BERLIN

REF: BONN 13126

1. IN DECEMBER 3 BONN GROUP MEETING, FRG REP (HENZE)  
INFORMED ALLIES THAT THERE IS A POSSIBILITY OF RENEWED  
PRESS SPECULATION IN THE NEAR FUTURE CONCERNING THE  
PROSECUTION OF THE LORENZ KIDNAPPERS.

2. HENZE SAID THAT SUCH SPECULATION COULD BE BASED  
UPON THE FACT THAT A DEFENSE LAWYER (HERR RUSH),  
APPOINTED BY THE COURT (BERLIN KAMMERGERICHT), HAS  
ASKED TO BE RELIEVED OF HIS DUTIES. ACCORDING TO THE  
CRIMINAL PROCEDURE CODE (STRAFPROZESSORDNUNG), THE  
OFFICE OF THE FEDERAL PROSECUTOR MUST GIVE ITS  
OPINION ON RUSH'S APPLICATION. FEDERAL PROSECUTOR  
BUBACK MUST THUS PROVIDE THE VIEWS OF HIS OFFICE BY  
WRITING A LETTER TO THE BERLIN KAMMERGERICHT. AS A  
RESULT, HENZE SAID THAT ONE COULD COME TO THE CONCLUSION  
THAT THE OFFICE OF THE FEDERAL PROSECUTOR CONSIDERS  
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THE KAMMERGERICHT TO BE THE COMPETENT ORGAN FOR THE TRIAL. IN FACT, NO DECISION HAS YET BEEN TAKEN.

3. HENZE CONCLUDED THAT HIS REMARKS WERE SIMPLY FOR OUR INFORMATION. IF SOMETHING SHOULD APPEAR IN PRESS, THE JUSTICE MINISTRY -- WHICH IS AWARE OF THE NEED TO AVOID PUBLICITY -- WANTED IT TO BE CLEAR THAT IT WAS NOT THE SOURCE AND THAT ANY SPECULATION ALONG LINES INDICATED ABOVE HAD NO BASIS IN FACT.  
STOESSEL

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## Message Attributes

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